



The Grand Jury charges:

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1 COUNT ONE

2 [8 U.S.C. §§ 1324(a)(1)(A)(v)(I), (a)(1)(A)(i), (ii), (iii),
3 (a)(1)(B)(i), (iii), (iv)]

4 [ALL DEFENDANTS]

5 A. INTRODUCTORY ALLEGATIONS

6 At all times relevant to this Indictment:

7 1. The Renoj-Matul transnational criminal organization
8 ("Renoj-Matul TCO") operated for at least a dozen years and
9 specialized in the smuggling of illegal aliens from Guatemala to the
10 United States, the transportation and movement of those illegal
11 aliens within the United States, and the harboring, concealing, and
12 shielding of illegal aliens within the United States. As such, it
13 was one of the largest human smuggling organizations in the United
14 States, moving approximately 20,000 illegal aliens from 2019 through
15 July 2024. The illegal aliens were not United States citizens and
16 did not have prior official authorization from the United States
17 government to come to, enter, and reside in the United States.

18 2. Defendant EDUARDO DOMINGO RENOJ-MATUL, also known as
19 ("aka") "Turko," aka "Turco," aka "El Jefe," aka "Patron," aka "El
20 Gallo" ("RENOJ-MATUL"), is the leader of the Renoj-Matul TCO.
21 Defendant RENOJ-MATUL is a citizen and national of Guatemala and is
22 illegally and unlawfully in the United States.

23 3. Defendant RENOJ-MATUL worked with others, including, but
24 not limited to, the following:

25 (a) Associates in Guatemala who solicited illegal aliens
26 to come to the United States, accepted payment of between \$15,000 and
27 \$18,000 for each illegal alien to be smuggled into the United States,

1 and coordinated the journey of the illegal aliens from Guatemala to
2 the United States.

3 (b) Mexican smuggling organizations who accepted
4 Guatemalan illegal aliens in southern Mexico, transported those
5 illegal aliens through Mexico, and then smuggled those illegal aliens
6 across the U.S.-Mexico border.

7 (c) In the United States, lieutenants within the Renoj-
8 Matul TCO were in charge of particular smuggling cells, teams of
9 drivers who transported illegal aliens, and operators of stash houses
10 where illegal aliens were held while they were within the United
11 States.

12 4. Defendant CRISTOBAL MEJIA-CHAJ ("MEJIA-CHAJ") was defendant
13 RENOJ-MATUL's right-hand man and operated an illegal alien stash
14 house located on James M. Wood Boulevard, in Los Angeles, California
15 (the "Wood House"). Illegal aliens smuggled by the Renoj-Matul TCO
16 were brought to the Wood House. After an illegal alien's smuggling
17 fee was paid, the illegal alien was transported by co-conspirators
18 from the Wood House to another destination within the United States.
19 Defendant MEJIA-CHAJ is a citizen and national of Guatemala and is
20 illegally and unlawfully in the United States.

21 5. Defendant HELMER OBISPO-HERNANDEZ, aka "Xabi," aka "Xavi"
22 ("OBISPO-HERNANDEZ"), was a lieutenant within the Renoj-Matul TCO and
23 a supervisor of a team of drivers. Defendant OBISPO-HERNANDEZ
24 transported and coordinated the transport of illegal aliens for
25 defendant RENOJ-MATUL. As a lieutenant in the organization, he also
26 had the ability to run his own intra-United States alien
27 transportation operation. Defendant OBISPO-HERNANDEZ is a citizen
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1 and national of Guatemala and is illegally and unlawfully in the
2 United States.

3 6. Defendant JOSE PAXTOR-OXLAJ, aka "Vale Viente" ("PAXTOR-
4 OXLAJ"), was a driver for the Renoj-Matul TCO. Defendant PAXTOR-
5 OXLAJ is a citizen and national of Guatemala and is illegally and
6 unlawfully in the United States.

7 B. OBJECTS OF THE CONSPIRACY

8 7. Beginning on a date unknown, and continuing through the
9 date of this indictment, in Los Angeles, Riverside, and San
10 Bernardino Counties, within the Central District of California, the
11 District of Arizona, the Western District of Oklahoma, and elsewhere,
12 defendants RENOJ-MATUL, MEJIA-CHAJ, OBISPO-HERNANDEZ, and PAXTOR-
13 OXLAJ, and others known and unknown to the Grand Jury, knowingly
14 conspired and agreed with each other to:

15 (a) Bring and attempt to bring illegal aliens to the
16 United States in any manner whatsoever at a place other than a
17 designated port of entry or place other than as designated by the
18 Secretary of the Department of Homeland Security, knowing that such
19 persons are illegal aliens and regardless of whether such illegal
20 alien had received prior official authorization to come to, enter,
21 and reside in the United States and regardless of any future official
22 action which may be taken in respect to such illegal alien, for
23 private financial gain, in violation of Title 8, United States Code,
24 Sections 1324(a)(1)(A)(i), (B)(i);

25 (b) Transport and move illegal aliens within the United
26 States by means of transportation or otherwise, for private financial
27 gain, causing serious bodily injury and resulting in multiple deaths,
28 knowing and in reckless disregard of the fact that said illegal

1 aliens had come to, entered, and remained in the United States in
2 violation of the law, in violation of Title 8, United States Code,
3 Sections 1324(a)(1)(A)(ii), (B)(i), (B)(iii), and (B)(iv); and

4 (c) To conceal, harbor, and shield from detection, illegal
5 aliens that had come to, entered, and remained in the United States
6 in violation of law, for the purpose of private financial gain, in
7 violation of Title 8, United States Code, Sections
8 1324(a)(1)(A)(iii), (B)(i).

9 C. MEANS BY WHICH THE OBJECTS OF THE CONSPIRACY WERE TO BE
10 ACCOMPLISHED

11 The objects of the conspiracy were to be accomplished, in
12 substance, as follows:

13 8. Unindicted co-conspirators in Guatemala would solicit
14 illegal aliens to be smuggled into the United States.

15 9. Unindicted co-conspirators in Guatemala would gather
16 illegal aliens to be smuggled into the United States and transport
17 them into southern Mexico where they would be handed off to a Mexico-
18 based smuggling organization.

19 10. The Mexico-based smuggling organization would transport the
20 Guatemalan illegal aliens through Mexico to the border between the
21 Mexican State of Sonora and Arizona, smuggle the illegal aliens
22 across the border, and hold them in stash houses located in and
23 around Phoenix, Arizona, in order to be picked up by members and
24 associates of the Renoj-Matul TCO.

25 11. Defendants RENOJ-MATUL and OBISPO-HERNANDEZ, and unindicted
26 co-conspirators, would arrange the transport of illegal aliens from
27 the Phoenix-area stash houses to Renoj-Matul TCO-controlled stash
28 houses located in and around Los Angeles, including the Wood House.

1 12. Unindicted co-conspirators would drive illegal aliens from
2 in and around Phoenix to in and around Los Angeles, at the direction
3 of defendants RENOJ-MATUL, OBISPO-HERNANDEZ, and other unindicted co-
4 conspirators.

5 13. Defendants RENOJ-MATUL and MEJIA-CHAJ, and unindicted co-
6 conspirators, would oversee the operation of the Wood House,
7 including the detention of illegal aliens.

8 14. After the payment of fees owed by an illegal alien,
9 defendant RENOJ-MATUL would authorize the release of that illegal
10 alien for further transportation to another destination in the United
11 States.

12 15. If an illegal alien's smuggling fees were not paid,
13 defendants RENOJ-MATUL and MEJIA-CHAJ, and unindicted co-
14 conspirators, would hold that illegal alien against their will at the
15 Wood House until their fee was paid.

16 16. Defendants RENOJ-MATUL and OBISPO-HERNANDEZ, and unindicted
17 co-conspirators, would arrange to transport and move illegal aliens
18 to various destinations within the United States.

19 17. Within the United States, unindicted co-conspirators would
20 drive illegal aliens to other destinations in vehicles provided by
21 defendants RENOJ-MATUL and OBISPO-HERNANDEZ and unindicted co-
22 conspirator lieutenants.

23 18. Within the United States, defendant OBISPO-HERNANDEZ and
24 unindicted co-conspirators would arrange to transport and move
25 illegal aliens in exchange for a fees.

26 19. Defendant PAXTOR-OXLAJ and other co-conspirators would
27 drive illegal aliens already in the United States throughout the
28 United States in exchange for a fee.

20. Defendant RENOJ-MATUL would direct that the transportation of proceeds from human smuggling be transported from Los Angeles to Phoenix to be given to the Mexican smuggling organization and pay Renoj-Matul TCO expenses.

21. Unindicted co-conspirators would transport proceeds from the Renoj-Matul TCO from Los Angeles to Phoenix to be given to the Mexican smuggling organizations and to pay Renoj-Matul TCO expenses.

D. OVERT ACTS

22. On or about the following dates, in furtherance of the conspiracy and to accomplish its objects, defendants RENOJ-MATUL, MEJIA-CHAJ, OBISPO-HERNANDEZ, and PAXTOR-OXLAJ, and others known and unknown to the Grand Jury, committed various overt acts within the Central District of California, and elsewhere, including, but not limited to, the following:

Transportation of Illegal Aliens on September 14, 2021

Overt Act No. 1: On September 14, 2021, defendant RENOJ-MATUL arranged for unindicted co-conspirator 1 to transport three illegal aliens, J.D., M.P., and D.C., to Georgia, Tennessee, and Colorado, respectively.

Overt Act No. 2: On September 14, 2021, unindicted co-conspirator 1 transported three illegal aliens, J.D., M.P., and D.C., to Georgia, Tennessee, and Colorado, respectively.

Transportation of Illegal Aliens on September 25, 2021

Overt Act No. 3: On September 25, 2021, defendant RENOJ-MATUL arranged for unindicted co-conspirator 1 to transport four illegal aliens, A.R., L.P., C.R. and E.B., to New York, Virginia, Delaware, and New York, respectively.

Overt Act No. 4: On September 25, 2021, unindicted co-conspirator 1 transported four illegal aliens, A.R., L.P., C.R. and E.B., to New York, Virginia, Delaware, and New York, respectively.

Transportation of Illegal Aliens on February 1, 2022

Overt Act No. 5: On February 1, 2022, defendant RENOJ-MATUL arranged for unindicted co-conspirator 1 to transport six illegal aliens, R.V., M.M., N.H., R.H., P.T., and J.G., to New York and two illegal aliens, M.P. and J.P., to Chicago, Illinois.

Overt Act No. 6: On February 1, 2022, unindicted co-conspirator 1 transported six illegal aliens, R.V., M.M., N.H., R.H., P.T., and J.G., to New York and two illegal aliens, M.P. and J.P., to Chicago.

Transportation of Illegal Aliens on June 27, 2022

Overt Act No. 7: On June 27, 2022, defendant RENOJ-MATUL arranged for unindicted co-conspirator 1 to transport eight illegal aliens, M.T., K.T., C.H., H.O., L.P., M.M., C.L., and S.M., to Alabama, Alabama, New York, Florida, Mississippi, New York, North Carolina, and Washington, D.C., respectively.

Overt Act No. 8: On June 27, 2022, unindicted co-conspirator 1 transported eight illegal aliens, M.T., K.T., C.H., H.O., L.P., M.M., C.L., and S.M., to Alabama, Alabama, New York, Florida, Mississippi, New York, North Carolina, and Washington, D.C., respectively.

Transportation of Proceeds on August 1, 2022

Overt Act No. 9: On August 1, 2022, unindicted co-conspirator 2 transported approximately \$40,000 in proceeds of the Renoj-Matul TCO operation from Los Angeles to Phoenix.

1 Transportation of Illegal Aliens on October 30, 2022

2 Overt Act No. 10: On October 30, 2022, defendant RENOJ-MATUL
3 arranged for unindicted co-conspirator 1 to transport eight illegal
4 aliens, J.R., J.S., A.M., K.M., C.X., H.D.L., D.S. and R.P, to New
5 York, Washington, D.C., Ohio, Ohio, Philadelphia, Washington, D.C.,
6 New York, and Utah, respectively.

7 Overt Act No. 11: On October 30, 2022, unindicted co-
8 conspirator 1 transported eight illegal aliens, J.R., J.S., A.M.,
9 K.M., C.X., H.D.L., D.S. and R.P, to New York, Washington, D.C.,
10 Ohio, Ohio, Philadelphia, Washington, D.C., New York, and Utah,
11 respectively.

12 Transportation of Proceeds and Illegal Aliens on March 7, 2023

13 Overt Act No. 12: On March 7, 2023, defendant RENOJ-MATUL
14 arranged for unindicted co-conspirator 3 to transport \$65,000 in
15 proceeds from human smuggling from Los Angeles to Phoenix and return
16 with four illegal aliens.

17 Overt Act No. 13: On March 7, 2023, unindicted co-conspirator
18 3 transported \$65,000 in proceeds of human smuggling from Los Angeles
19 to Phoenix.

20 Overt Act No. 14: On March 7, 2023, unindicted co-conspirator
21 3 transported four illegal aliens from Phoenix to Los Angeles.

22 Transportation of Proceeds on March 10, 2023

23 Overt Act No. 15: On March 10, 2023, defendant RENOJ-MATUL
24 arranged for unindicted co-conspirator 3 to transport \$60,000 in
25 proceeds from human smuggling from Los Angeles to Phoenix.

26 Overt Act No. 16: On March 10, 2023, unindicted co-conspirator
27 3 and unindicted co-conspirator 4 transported \$60,000 in proceeds
28 from human smuggling from Los Angeles toward Phoenix.

1 Transportation of Illegal Aliens on March 25, 2023

2 Overt Act No. 17: On March 25, 2023, defendant RENOJ-MATUL
3 arranged for unindicted co-conspirator 1 to transport eight illegal
4 aliens, V.M., E.L., L.T., C.R., J.O., J.R., E.O., and J.C., to
5 Massachusetts, New York, New Jersey, Massachusetts, New Jersey,
6 Michigan, Chicago, and Georgia, respectively.

7 Overt Act No. 18: On March 25, 2023, unindicted co-conspirator
8 1 transported eight illegal aliens, V.M. E.L., L.T., C.R., J.O.,
9 J.R., E.O., and J.C., to Massachusetts, New York, New Jersey,
10 Massachusetts, New Jersey, Michigan, Illinois, and Georgia,
11 respectively.

12 Transportation of Illegal Aliens Resulting in Death on
13 November 21, 2023

14 Overt Act No. 19: Prior to November 20, 2023, defendant
15 OBISPO-HERNANDEZ instructed defendant PAXTOR-OXLAJ to transport six
16 illegal aliens, K.X.F.C., G.C.S, C.V.X.C., A.A.E.C.T., R.E.T.X., and
17 E.V.X.X., from New York to Los Angeles and one illegal alien,
18 J.M.L.A., from Oklahoma to Atlanta, Georgia, via Los Angeles.

19 Overt Act No. 20: On November 20, 2023, in the state of New
20 York, defendant PAXTOR-OXLAJ picked up six illegal aliens, K.X.F.C.,
21 G.C.S, C.V.X.C., A.A.E.C.T., R.E.T.X., and E.V.X.X., in order to
22 transport them to Los Angeles.

23 Overt Act No. 21: On November 21, 2023, defendant PAXTOR-OXLAJ
24 picked up illegal alien J.M.L.A. in Oklahoma and continued to
25 transport J.M.L.A. and six other illegal aliens towards Los Angeles.

26 Overt Act No. 22: On November 21, 2023, in the area of Elk
27 City, Oklahoma, while transporting illegal aliens K.X.F.C., G.C.S,
28 C.V.X.C., A.A.E.C.T., R.E.T.X., E.V.X.X, and J.M.L.A., and while en

1 route to Los Angeles, defendant PAXTOR-OXLAJ caused a vehicle
2 collision that killed illegal aliens K.X.F.C., G.C.S, C.V.X.C.,
3 A.A.E.C.T., R.E.T.X., E.V.X.X., and J.M.L.A.

4 Overt Act No. 23: On November 21, 2023, after the vehicle
5 collision, defendant PAXTOR-OXLAJ took photos of the aftermath of the
6 collision and the victims, including the following:



1 Overt Act No. 24: On November 21, 2023, defendant PAXTOR-OXLAJ
2 and defendant OBISPO-HERNANDEZ had two WhatsApp video calls following
3 the accident, and defendant OBISPO-HERNANDEZ received the preceding
4 two photographs.

5 Transportation of Illegal Aliens on February 23, 2024

6 Overt Act No. 25: On February 23, 2024, unindicted co-
7 conspirator 5 arranged for unindicted co-conspirator 7 to transport
8 two illegal aliens, L.F.M.C. and E.A.M.C., from Los Angeles to
9 Phoenix.

10 Overt Act No. 26: On February 23, 2024, unindicted co-
11 conspirator 6 and unindicted co-conspirator 7 transported two illegal
12 aliens, L.F.M.C. and E.A.M.C., from Los Angeles toward Phoenix.

13 Harboring and Holding Illegal Aliens Hostage in July 2024

14 Overt Act No. 27: Prior to April 7, 2024, illegal alien M.M.A.
15 arranged with unindicted co-conspirator members of the Renoj-Matul
16 TCO to be smuggled from Guatemala to the United States for a pre-
17 arranged fee of at least \$15,000 to be paid by a third party.

18 Overt Act No. 28: In and around April 2024, unknown unindicted
19 co-conspirators arranged for M.M.A. to be smuggled from Guatemala,
20 through Mexico, and into the United States near Phoenix.

21 Overt Act No. 29: In and around late April and early May 2024,
22 unknown unindicted co-conspirators transported M.M.A. to Los Angeles
23 and the Wood House.

24 Overt Act No. 30: Beginning in late April 2024, after a third
25 party reneged on paying M.M.A.'s smuggling fees, unindicted co-
26 conspirators in Guatemala and defendant RENOJ-MATUL called M.M.A.'s
27 mother and threatened to harm M.M.A., including by warning that she
28 "would come home in a box" if her smuggling fees were not paid.

1 Overt Act No. 31: From early May 2024, through July 10, 2024,
2 defendants RENOJ-MATUL and MEJIA-CHAJ and unindicted co-conspirator
3 11 held M.M.A. against her will at the Wood House.

4 Overt Act No. 32: Prior to May 5, 2024, the mother of illegal
5 alien J.E.L.L. arranged with unindicted co-conspirator 8 to smuggle
6 J.E.L.L. into the United States and, in particular, to Miami,
7 Florida, in exchange for a fee of at least \$17,000.

8 Overt Act No. 33: On May 5, 2024, unindicted co-conspirator 9
9 took J.E.L.L. to the Guatemala-Mexico border and handed him off to
10 Mexico-based smugglers.

11 Overt Act No. 34: In and around June 2024, after J.E.L.L. had
12 been smuggled across the Mexico-United States border, unindicted co-
13 conspirator 10 picked up J.E.L.L. and held him at a stash house in
14 and around Phoenix.

15 Overt Act No. 35: In or around June 2024, unindicted co-
16 conspirator 11 picked up J.E.L.L. and transported him from in and
17 around Phoenix to the Wood House.

18 Overt Act No. 36: From in or around June 2024 through July 10,
19 2024, defendants RENOJ-MATUL and MEJIA-CHAJ, and unindicted co-
20 conspirator 11, held J.E.L.L. against his will at the Wood House.

21 Overt Act No. 37: Beginning in and around June 2024, defendant
22 RENOJ-MATUL, unindicted co-conspirator 8, and other conspirators,
23 called J.E.L.L.'s mother in Guatemala demanding payment for smuggling
24 and transporting J.E.L.L.

25 Overt Act No. 38: On July 5, 2024, defendant RENOJ-MATUL
26 showed a photograph on his phone of J.E.L.L.'s mother that J.E.L.L.
27 had never seen before to scare J.E.L.L. into convincing his family to
28 pay his unpaid smuggling fee.

1 Overt Act No. 39: On August 7, 2024, unindicted co-conspirator
2 12 called M.M.A.'s mother blaming her for the law enforcement search
3 of the Wood House on July 10, 2024.

4 Overt Act No. 40: On December 16, 2024, three unknown
5 unindicted co-conspirators in Guatemala travelled to M.M.A.'s
6 mother's home in Guatemala and demanded payment for the smuggling of
7 M.M.A. and threatened M.M.A.'s mother with firearms.

8 Transportation of Illegal Aliens on November 19, 2024

9 Overt Act No. 41: On November 19, 2024, defendant RENOJ-MATUL
10 arranged for unindicted co-conspirator 1 to transport an illegal
11 alien, O.G.V., from Los Angeles to Austin, Texas.

12 Overt Act No. 42: On November 19, 2024, unindicted co-
13 conspirator 1 transported an illegal alien, O.G.V., from Los Angeles
14 towards Austin.

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1 COUNT TWO

2 [8 U.S.C. §§ 1324(a)(1)(A)(ii), (A)(v)(II), (B)(i), (iv);

3 18 U.S.C. § 2(a)]

4 [DEFENDANTS OBISPO-HERNANDEZ AND PAXTOR-OXLAJ]

5 23. On or about November 21, 2023, in Los Angeles County,
6 within the Central District of California, the Western District of
7 Oklahoma, and elsewhere, defendants HELMER OBISPO-HERNANDEZ, also
8 known as ("aka") "Xabi," aka "Xavi," and JOSE PAXTOR-OXLAJ, aka "Vale
9 Viente," each aiding and abetting each other, knowing and in reckless
10 disregard of the fact that alien J.M.L.A. had come to, entered, and
11 remained in the United States in violation of the law, knowingly
12 transported and moved alien J.M.L.A. within the United States, in
13 furtherance of such violation of law, for the purpose of private
14 financial gain and resulting in death.

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1 COUNT THREE

2 [18 U.S.C. §§ 1203(a), 2(a)]

3 [DEFENDANTS RENOJ-MATUL AND MEJIA-CHAJ]

4 24. Beginning on or about April 2024, and continuing until on
5 or about July 10, 2024, in Los Angeles County, within the Central
6 District of California, and elsewhere, defendants EDUARDO DOMINGO
7 RENOJ-MATUL, also known as ("aka") "Turko," aka "Turco," aka "El
8 Jefe," aka "Patron," aka "El Gallo," and CRISTOBAL MEJIA-CHAJ, and
9 others known and unknown to the Grand Jury, each aiding and abetting
10 the others, knowingly and intentionally seized and detained, and
11 threatened to kill, injure, and continue to detain a person, namely,
12 J.E.L.L., a national of Guatemala, in order to compel third persons
13 to do an act, namely, to pay smuggling fees to the hostage takers, as
14 an explicit condition for the release of J.E.L.L.

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1 COUNT FOUR

2 [18 U.S.C. §§ 1203(a), 2(a)]

3 [DEFENDANTS RENOJ-MATUL AND MEJIA-CHAJ]

4 25. Beginning on or about April 2024, and continuing until on
5 or about July 10, 2024, in Los Angeles County, within the Central
6 District of California, and elsewhere, defendants EDUARDO DOMINGO
7 RENOJ-MATUL, also known as ("aka") "Turko," aka "Turco," aka "El
8 Jefe," aka "Patron," aka "El Gallo," and CRISTOBAL MEJIA-CHAJ, and
9 others known and unknown to the Grand Jury, each aiding and abetting
10 the others, knowingly and intentionally seized and detained, and
11 threatened to kill, injure, and continue to detain a person, namely,
12 M.M.A., a national of Guatemala, in order to compel third persons to
13 do an act, namely, to pay smuggling fees to the hostage takers, as an
14 explicit condition for the release of M.M.A.

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1 FORFEITURE ALLEGATION ONE

2 [18 U.S.C. § 982(a)(6)(A), 8 U.S.C. 1324(b)(1), 28 U.S.C. § 2461(c)]

3 1. Pursuant to Rule 32.2 of the Federal Rules of Criminal
4 Procedure, notice is hereby given that the United States of America
5 will seek forfeiture as part of any sentence, pursuant to Title 18,
6 United States Code, Section 982(a)(6)(A), Title 8, United States
7 Code, Section 1324(b), and Title 28, United States Code, Section
8 2461(c), in the event of any defendant's conviction of the offenses
9 set forth in any of Counts One or Two of this Indictment.

10 2. Any defendant so convicted shall forfeit to the United
11 States the following:

12 (a) Any conveyance, including any vessel, vehicle, or
13 aircraft, that has been or is being used in the commission of any
14 such offense;

15 (b) Any property, real or personal, that constitutes, or
16 is derived from or is traceable to the proceeds obtained directly or
17 indirectly from the commission of the offense or was used to
18 facilitate, or was intended to be used to facilitate, the commission
19 of the offense; and

20 (c) To the extent such property is not available for
21 forfeiture, a sum of money equal to the total value of the property
22 described in subparagraphs (a) and (b).

23 3. Pursuant to Title 21, United States Code, Section 853(p),
24 as incorporated by Title 18, United States Code, Section 982(b), any
25 defendant so convicted shall forfeit substitute property, up to the
26 total value of the property described in the preceding paragraph if,
27 as the result of any act or omission of said defendant, the property
28 described in the preceding paragraph, or any portion thereof (a)

1 cannot be located upon the exercise of due diligence; (b) has been
2 transferred, sold to or deposited with a third party; (c) has been
3 placed beyond the jurisdiction of the court; (d) has been
4 substantially diminished in value; or (e) has been commingled with
5 other property that cannot be divided without difficulty.

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1 FORFEITURE ALLEGATION TWO

2 [18 U.S.C. § 981(a)(1)(C) and (G) and 28 U.S.C. § 2461(c)]

3 1. Pursuant to Rule 32.2 of the Federal Rules of Criminal
4 Procedure, notice is hereby given that the United States of America
5 will seek forfeiture as part of any sentence, pursuant to Title 18,
6 United States Code, Section 981(a)(1)(C) and (G) and Title 28, United
7 States Code, Section 2461(c), in the event of any defendant's
8 conviction of the offenses set forth in any of Counts Three or Four
9 of this Indictment.

10 2. Any defendant so convicted shall forfeit to the United
11 States of America the following:

12 (a) All right, title, and interest in any and all
13 property, real or personal, constituting, or derived from, any
14 proceeds traceable to the offenses;

15 (b) All right, title, and interest in any and all
16 property, real or personal derived from, involved in, or used or
17 intended to be used to commit the offenses; and

18 (c) To the extent such property is not available for
19 forfeiture, a sum of money equal to the total value of the property
20 described in subparagraphs (a) and (b).

21 3. Pursuant to Title 21, United States Code, Section 853(p),
22 as incorporated by Title 28, United States Code, Section 2461(c), any
23 defendant so convicted shall forfeit substitute property, up to the
24 value of the property described in the preceding paragraph if, as the
25 result of any act or omission of said defendant, the property
26 described in the preceding paragraph or any portion thereof (a)
27 cannot be located upon the exercise of due diligence; (b) has been
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1 transferred, sold to, or deposited with a third party; (c) has been
2 placed beyond the jurisdiction of the court; (d) has been
3 substantially diminished in value; or (e) has been commingled with
4 other property that cannot be divided without difficulty.

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6 A TRUE BILL

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8 /S/
9 Foreperson

10 JOSEPH T. MCNALLY
11 Acting United States Attorney

12 *Lindsey Greer Dotson*

13 LINDSEY GREER DOTSON
14 Assistant United States Attorney
15 Chief, Criminal Division

16 J. MARK CHILDS
17 Assistant United States Attorney
18 Chief, International Narcotics,
19 Money Laundering, and Racketeering
20 Section

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